



STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

Notice of Assignment (Over)

APPLICATION 17905

PERMIT 11415

LICENSE 6346

THIS IS TO CERTIFY, That

Frank Whitsett and Mildred W. Whitsett
333 Monte Vista Place
King City, California

have made proof as of August 9, 1960,
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of
nine unnamed streams in San Benito County

tributary to San Benito River

for the purpose of stockwatering use

under Permit 11415 of the State Water Rights Board and that said right to the use of said water has been perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the terms of the said permit; that the priority of the right herein confirmed dates from December 4, 1957 and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed sixteen and five-tenths (16.5) acre-feet per annum to be collected from about November 1 of each year to about April 30 of the succeeding year as follows:

- H-1 Kane Reservoir, two and one-tenth (2.1) acre-feet per annum
- H-2 Twin Peaks Reservoir, one (1) acre-foot per annum
- H-3 Scrub Oak Reservoir, six-tenths (0.6) acre-foot per annum
- H-4 Niessen Reservoir, eight-tenths (0.8) acre-foot per annum
- H-5 Baker Reservoir, three and two-tenths (3.2) acre-feet per annum
- H-6 Juniper Reservoir, two and two-tenths (2.2) acre-feet per annum
- H-7 Hernandez Reservoir, two (2) acre-feet per annum
- H-8 Tucker Reservoir, one and one-tenth (1.1) acre-feet per annum
- H-9 Last Chance Reservoir, three and five-tenths (3.5) acre-feet per annum

The points of diversion of such water are located:

- H-1 Kane Reservoir north three thousand six hundred thirty (3630) feet and west five thousand eight hundred eighty (5880) feet from SE corner of Section 31, T17S, R11E, MDBAM, being within Lot 10 of said Section 31.
- H-2 Twin Peaks Reservoir north one thousand three hundred twenty (1320) feet and west five hundred ten (510) feet from NE corner of Section 32, T17S, R11E, MDBAM, being within Lot 1 (NE $\frac{1}{4}$ of NE $\frac{1}{4}$) of said Section 32.
- H-3 Scrub Oak Reservoir north two thousand four hundred thirty (2430) feet and west six hundred sixty (660) feet from SE corner of Section 32, T17S, R11E, MDBAM, being within Lot 9 (NE $\frac{1}{4}$ of SE $\frac{1}{4}$) of said Section 32.
- H-4 Niessen Reservoir south two thousand five hundred fifty (2550) feet and west one thousand twenty (1020) feet from NE corner of Section 33, T17S, R11E, MDBAM, being within Lot 8 (SE $\frac{1}{4}$ of NE $\frac{1}{4}$) of said Section 33.
- H-5 Baker Reservoir north one thousand six hundred fifty (1650) feet and east six hundred (600) feet from SW corner of Section 29, T17S, R11E, MDBAM, being within Lot 12 (NE $\frac{1}{4}$ of SW $\frac{1}{4}$) of said Section 29.
- H-6 Juniper Reservoir north one thousand five (1005) feet and west nine hundred ninety (990) feet from SE corner of Section 19, T17S, R11E, MDBAM, being within SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 19.
- H-7 Hernandez Reservoir No. 2 north one thousand twenty (1020) feet and east one hundred ten (110) feet from SW corner of Section 5, T18S, R11E, MDBAM, being within SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 5.
- H-8 Tucker Reservoir south one thousand three hundred ten (1310) feet and west one thousand three hundred fifteen (1315) feet from NE corner of Section 5, T18S, R11E, MDBAM, being within Lot 1 (NE $\frac{1}{4}$ of NE $\frac{1}{4}$) of said Section 5.
- H-9 Last Chance Reservoir south one thousand three hundred ten (1310) feet and east one thousand six hundred twenty (1620) feet from NW corner of Section 3, T18S, R11E, MDBAM, being within NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 3.

A description of the lands or the place where such water is put to beneficial use is as follows:

Stockwatering use at reservoirs described above.

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the State Water Rights Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

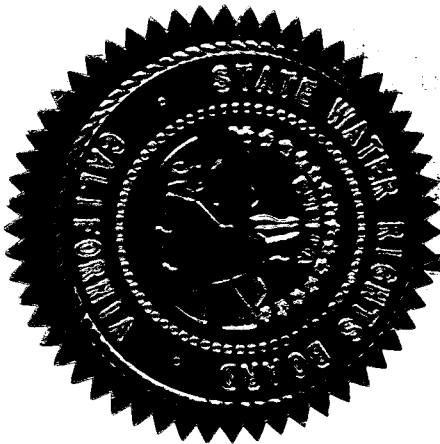
Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated:

JUL 6 1961

L. K. Hill
L. K. Hill
Executive Officer



11-21-63 Recd. Notice of Assignment to Pettitt Lands, Inc.

10-23-69 Recd. Notice of Assignment to
Robert + Helen Swenston; Phil + Lois
Stadler, Jr.; Harold J. Fack Ranch
Co., Inc.; Bradford H. and Lynne O.
Crandall; Richard M. + Jean Tucker;
And Nelson A. + Cleo T. Huggie

1-9-73 Recd. Notice of Assignment to Fat City Cattle

Company, Inc.

1-8-79 Asgd to Fat City Feed Lots Inc

12-13-87 Asgd to John Hancock Mutual

2/26/91 Asgd to Daniel H. Russell;

LICENSE 6346

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

LICENSE
TO APPROPRIATE WATER

ISSUED TO Frank Whitsett and
Mildred W. Whitsett

DATED JUL 6 1961

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